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8 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA, ) Criminal No. CR 06-00188 SI

15 Plaintiff, )

17 v. )

18 ISAAC NICHOLAS GARCIA, )

19 Defendant. )

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20 **STIPULATION AND [PROPOSED]  
ORDER EXCLUDING TIME**

21 The above-captioned matter came before the Court on May 12, 2006 for an initial  
22 appearance. The defendant was represented by David W. Fermino and the government was  
23 represented by William C. Martin, Assistant United States Attorney. This case was then  
24 continued until May 26, 2006, at 11:00 A.M. for status and the possible setting of a motion  
25 schedule or trial date.

26 The Court made a finding on the record that the time from and including May 12  
27 through and including May 26, 2006, should be excluded under the Speedy Trial Act, 18 U.S.C.  
28 § 3161(h)(8)(A), because the ends of justice served by taking such action outweighed the best  
**STIPULATION AND [PROPOSED]  
ORDER EXCLUDING TIME  
CR 06-00188 SI**

1 interest of the public and the defendant in a speedy trial. That finding was based on the need for  
2 the defendant to have reasonable time necessary for effective preparation, taking into account the  
3 exercise of due diligence, and for continuity of counsel pursuant to 18 U.S.C.

4 § 3161(h)(8)(B)(iv).

5 The parties hereby agree to and request that the case be continued until May 26, 2006,  
6 and that the exclusion of time until then be granted. The parties agree and stipulate that the  
7 additional time is appropriate and necessary under Title 18, United States Code, Section  
8 3161(h)(8)(A), because the ends of justice served by this continuance outweigh the best interest  
9 of the public and the defendant in a speedy trial. This time exclusion will allow defense counsel  
10 to effectively prepare, taking into account the exercise of due diligence, and will provide for  
11 continuity of counsel for the defendant.

12  
13  
14 DATED: 5/12/06

/s/  
DAVID FERMINO  
Attorney for Defendant

15  
16  
17 DATED: 5/12/06

/s/  
WILLIAM C. MARTIN  
Assistant U.S. Attorney

18 So ordered.  
19  
20 DATED:

  
SUSAN ILLSTON  
UNITED STATES DISTRICT COURT JUDGE